

**UNITED STATES DISTRICT COURT**  
for the  
**DISTRICT OF MASSACHUSETTS**

**THE NASHAQUISSET COOPERATIVE, INC.**

*Plaintiff*

v.

*Defendant, Third-party plaintiff*

v.

*Third-party defendant*

Civil Action No.:  
**1:16-CV-11588-ADB**

**SUMMONS ON A THIRD-PARTY COMPLAINT**

To: *(Third-party defendant's name and address)*

A lawsuit has been filed against defendant \_\_\_\_\_, who as third – party plaintiff is making this claim against you to pay part or all of what the defendant may owe to the plaintiff\_\_\_\_\_.

Within 21 days after service of this summons on you (not counting the day you received it) – or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) – you must serve on the plaintiff and on the defendant an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the defendant or defendant's attorney, whose name and address are:

It must also be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the third-party complaint. You also must file the answer or motion with the court and serve it on any other parties.

A copy of the plaintiff's complaint is also attached. You may – but are not required to – respond to it.

**ROBERT M. FARRELL**

*CLERK OF COURT*

*/s/ – Elaine Flaherty*

*Signature of Clerk or Deputy Clerk*



Civil Action No.: **1:16-CV-11588-ADB**

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) \_\_\_\_\_  
was received by me on (date)\_\_\_\_\_.

☐ I personally served the summons on the individual at (place)\_\_\_\_\_  
\_\_\_\_\_ on (date)\_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with (name)\_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on (date) \_\_\_\_\_ , and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual)\_\_\_\_\_, who is  
designated by law to accept service of process on behalf of (name of organization)\_\_\_\_\_  
\_\_\_\_\_ on (date) \_\_\_\_\_ ; or

☐ I returned the summons unexecuted because\_\_\_\_\_ ; or

☐ Other (specify) :

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

\_\_\_\_\_  
Date

\_\_\_\_\_  
*Server's Signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's Address*

Additional information regarding attempted service, etc: